IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

ORDER
IN
S.B. Civil Second Appeal No.436/2006

Nanda Ram S/o Shri Jagannath & Others
...defendant-appellants
Versus
Mahendra Kumar S/o late Shri Ram Narain
...plaintiff-respondent
AND
Hem Chand, Ram Ratan, Ganga Ram and Panna Lal
...proforma-defendant-respondents

Date of Order ::: 15.12.2006

Present
Hon'ble Mr. Justice Narendra Kumar Jain

Shri Gaurav Gupta, Counsel for defendant-appellants
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By the Court:-

Heard learned counsel for the defendant-appellants.

The plaintiff-respondent filed a suit for permanent injunction in respect of disputed property in the lower court, which was decreed. The judgment and decree passed by the lower court has been affirmed by the first appellate court also.

I have heard learned counsel for the defendant-appellants and after considering his submissions in the light of the findings of both the courts below I find that the controversial issue in the present case is issue no.1 and there is concurrent finding in this regard by both the courts below, which cannot be

interfered with by this Court in second appeal under Section 100 of the Code of Civil Procedure.

No substantial question of law is involved in this second appeal and the same is accordingly dismissed in limine.

(Narendra Kumar Jain) J.

//Jaiman//